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APR 14 2004

In re Application of
MICHAEL B. ZEMEL
Serial No. 10/066,057
Filed: 01/31/2002
For: MATERIALS AND METHODS FOR THE TREATMENT
OR PREVENTION OF OBESITY

NOTICE OF WITHDRAWAL
FROM ISSUE
UNDER 37 CFR 1.313(b)

The purpose of this communication is to inform you that the above-identified application is being withdrawn from issue pursuant to 37 CFR 1.313(b).

The application is being withdrawn for unpatentability of one or more claims. See 37 CFR 1.313(b)(3).

PTO records reveal that the issue fee has not been paid. If the issue fee has been submitted, the applicant may request a refund or may request that the fee be credited to a deposit account. However, applicant may wait until the application is either again found allowable or held abandoned. If the application is allowed, upon receipt of a new Notice of Allowance and Issue Fee Due, applicant may request that the previously submitted issue fee be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due. If the application is abandoned, applicant may request either a refund or a credit to a deposit account.

The application is being forwarded to the examiner for action.

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cc: Allowed Files, PK3-910
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